



Cabinet for Health and Family Services Division of Kentucky Electronic Health Information

Policies – Information Technology

Category: 8 000.000

**Category Title: DIVISION OF KENTUCKY ELECTRONIC HEALTH INFORMATION
OBLIGATIONS**

000.000 Policy Title: Use and Disclosure of Information

Policy: Use and Disclosure of Information: The Division of Kentucky Electronic Health Information will not disclose Data or Data Exchange Information to any non-Participant third parties except as: (i) provided by the Participation Agreement; (ii) directed in writing by the originating Participant; or (iii) required by order of any court with appropriate jurisdiction over the Division of Kentucky Electronic Health Information. The Division of Kentucky Electronic Health Information may disclose Medicaid and Other Source Data as permitted under applicable law. The Division of Kentucky Electronic Health Information may access Data and Data Exchange Information only for the operation of the Exchange, including collecting Medicaid or Other Source Data for the master patient index/record locator service, testing, verifying performance, and providing success measurements to the federal government for the Medicaid Transformation Grant or any other federal grant awarded to any agency within the Cabinet for Health and Family Services of the Commonwealth of Kentucky and funded by the American Recovery and Reinvestment Act. The Division of Kentucky Electronic Health Information may use Data that has been de-identified pursuant to 45 CFR §164.514 to measure the success of the Medicaid Transformation Grant or any other federal grant awarded to any agency of the Cabinet of Health and Family Services of the Commonwealth of Kentucky funded by the American Recovery and Reinvestment Act, if the use is compliant with HIPAA.

Scope: This policy applies to all the Division of Kentucky Electronic Health Information employees and contractors, including all persons providing contractor services.

Policy/Procedure Maintenance Responsibility: The Division of Kentucky Electronic Health Information is responsible for the maintenance of this policy.

Exceptions: There are no exceptions to this policy.

Review Cycle: Bi-Annual

Timeline:

Revision Date:

Review Date: 01-16-2017

Effective Date: 06-15-2011